

PROPOSAL 55 TEXT

Proposal 55 Alternative A: Eliminate term limits and staggering of council terms.

Section 3-102. Number, Election and Terms of Office of Councilmembers—

The council shall consist of nine members. One member shall be elected from each of the nine districts hereinafter provided. Except as provided in Section 16-__ [16-122], the regular terms of office of councilmembers shall be four years beginning at twelve o'clock meridian on the second day of January following their election. [The terms shall be staggered in accordance with Section 16-122. No person shall be elected to the office of councilmember for more than two consecutive four-year terms.]

Section 13-166. City Elections—

1. In general: City elections shall be conducted in accordance with the election laws of the state insofar as applicable, but all city elective officers shall be elected by nonpartisan special elections. Except as otherwise provided in this charter, such special elections shall be held in conjunction with the primary and general elections of the applicable year. In the case of the council, such special elections shall be held in 2002 and every second year thereafter, and after the 2010 special election, every fourth year thereafter. In the case of the mayor and the prosecuting attorney, such special elections shall be held every fourth year following the 1992 election.

Repeal Section 16-122 and insert new language:

Section 16-__. Transitional Provisions for the Elimination of Councilmembers' Term Limits and Staggered Terms.

1. The staggering of councilmembers' terms shall end upon certification of the 2008 election results.
2. Persons elected in 2006 to serve as councilmember for council districts II, IV, VI and VIII shall be eligible to be elected in the 2010 election.
3. In the 2008 election, seats for council districts I, III, V, VII and IX shall be subject to election to two-year terms.
4. In the 2010 election, seats for all 9 council districts shall be subject to election for 4-year regular terms.

Proposal 55 Alternative B: Limit council term limits to three consecutive four-year terms and eliminate staggering of council terms.

Section 3-102. Number, Election and Terms of Office of Councilmembers—

The council shall consist of nine members. One member shall be elected from each of the nine districts hereinafter provided. Except as provided in Section 16-__ [16-122], the regular terms of office of councilmembers shall be four years beginning at twelve o'clock meridian on the second day of January following their election. [The terms shall be staggered in accordance with Section 16-122.] No person shall be elected to the office of councilmember for more than three [two] consecutive four-year terms.

Section 13-166. City Elections—

1. In general: City elections shall be conducted in accordance with the election laws of the state insofar as applicable, but all city elective officers shall be elected by nonpartisan special elections. Except as otherwise provided in this charter, such special elections shall be held in conjunction with the primary and general elections of the applicable year. In the case of the council, such special elections shall be held in 2002 and every second year thereafter, and after the 2010 special election, every fourth year thereafter. In the case of the mayor and the prosecuting attorney, such special elections shall be held every fourth year following the 1992 election.

Repeal Section 16-122 and insert as new language:

Section 16-___. Transitional Provisions for the Elimination of Councilmembers' Staggered Terms and the Extension of Term Limits From Two to Three Consecutive Terms.

1. The staggering of councilmembers' terms shall end upon certification of the 2008 election results.
2. Persons elected in 2006 to serve as councilmembers for council districts II, IV, VI and VIII shall be eligible to be elected in the 2010 election.
3. In the 2008 election, seats for council districts I, III, V, VII and IX shall be subject to election for two-year terms.
4. No council term prior to the term commencing on January 2, 2011 shall be counted toward the three-term limit for councilmembers established in Section 3-102 of this charter.

PROPOSAL 55 NOTES:

- Adopted text drafted by Corporation Counsel with amendments to transition sections proposed by Commissioner Lendio